GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Mines & Minerals – Grant of Mining Lease in the Gudipadu Auctioned Block over an extent of 40.816 Hectares in Sy.Nos.79/P, 82, 83, 84, 92, 96, 97 & 98 of Gudipadu (V), Yadiki (M), Ananthapuramu District in favour of the successful Bidder M/s.Penna Cement Industries Ltd., for a period of 50 years for Captive use – Orders – Issued.

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INDUSTRIES AND COMMERCE (MINES.III) DEPARTMENT

G.O.Ms.No.52 Dated:07.07.2021

Read the following:

1.Govt. Memo No.6138/M.III(1)/2016, dt.02.09.2016.
2.Govt. Memo No.INC01-MG0MAJM/2/2020-M-III, dt.02.12.2020.
3.From the Director of Mines & Geology, A.P., Vijayawada Lr.No.536/P /2015, dt.24.06.2021 along with enclosures.

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ORDER:

In the Memo 1st read above, Letter of Intent (LoI) was issued in favour of M/s.Penna Cement Industries Ltd., for Gudipadu Limestone Block in Ananthapuramu District in terms of Rule 10 (2) of Mineral (Auction) Rules, 2015 considering the Company to be the "successful bidder" subject to the following terms & conditions:

(i) Continuing to be in compliance with all the terms & conditions of eligibility.

(ii) Payment of Rs.66.00 Lakhs towards the 2nd installment of Upfront price as specified in the tender document.

(iii) Furnishing performance security for an amount of Rs.6.58 Crores through Bank guarantee in the format specified in Schedule-III of the Rules.

(iv) Satisfying the conditions specified in clause (b) of sub-Section (2) of Sec 5 with respect to Mining plan; and

(v) Satisfying such other conditions as may be specified by the State Government with the prior approval of the Central Government.

2. In his letter 3rd read above, the Director of Mines & Geology, A.P., Vijayawada has submitted proposal towards grant of Mining Lease in favour of the successful Bidder M/s.Penna Cement Industries Ltd., in respect of Gudipadu Limestone Block stating that based on the LoI issued by Government, vide their Lr.dt.26.10.2016 the successful bidder M/s.Penna Cement Industries Ltd., has made the payment of 2nd Installment of Rs.66,00,000/- vide Challan No.1016, dt.26.10.2016 and also submitted Bank Guarantee No.1303917BG0000142,

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dt.18.03.2017 for Rs.6.58 Crores towards performance security issued by SBI,CAG Branch, Punjagutta, Hyd vide their Lr.dt.27.03.2017 and subsequently submitted a copy of Approved Mining Plan (AMP) issued by RCoM, IBM, Hyd vide Lr.No.AP/ANP/MP/LST-59/HYD, dt.10.08.2017. In their further Lr.dt.22.07.2019 M/s.Penna Cement Industries Ltd., while submitting a copy of notification issued by the APPCB and ToR to MoEF&CC as per S.O.No.1533 EIA notification dt.14.09.2006 of SEIAA has requested to allow a further period of two (2) years for execution of M.L. deed since the E.C. is pending before the competent authority.

3. Government considering the request, accorded extension of time vide Memo 2nd read above for a period of two (2) years w.e.f. 02.09.2019 in terms of sub-rule 6 of Rule 10 of Mineral (Auction) Amendment Rule, 2017 for the purpose of obtaining CFE & CFO. Accordingly, the successful bidder was requested on 30.12.2020 to submit Mine Development and Production Agreement (MDPA) and also to pay 3rd installment of 80% of the upfront payment.

4. The Director of Mines & Geology, A.P., Vijayawada has further submitted that the successful bidder vide their Lr.dt.07.06.2021 has submitted copy of Challan No.51066930192021, dt.05.06.2021 for Rs.5,26,00,000/- towards final installment 80% of the upfront payment of Gudipadu Limestone Block besides the statutory clearances such as (i) Approved Mining plan, dt.10.08.2017 issued by RCoM, IBM, Hyd for the e-auctioned Block of Gudipadu Limestone Mine in an extent of 40.816 Ha; (ii) E.C., vide Lr.Dt:07.01.2020 of SEIAA, A.P., MoEF&CC, GoI for 0.5 MTPA Limestone Mining valid for a period of 20 years; (iii) C.F.E. vide Order dt.20.03.2020 issued by Member Secy, APPCB, Vijayawada for Mining activity of Limestone with 0.5 Million TPA in 40.816 Ha valid for a period of 7 years; and (iv) CFO vide Order dt.25.11.2020 issued by JCEE, APPCB, Vijayawada valid for a period ending with 30.06.2025. The ADM&G, Tadipatri vide his Lr.dt.11.06.2021 has reported that Mine Development and Production Agreement (MDPA) was also entered between ADM&G, Tadipatri (Lessor) and M/s.Penna Cement Industries Ltd., (Lessee) to come into effect on 11.06.2021 towards grant of M.L. over the subject area and therefore, recommended to take further necessary action.

5. Since, the successful bidder; M/s Penna Cement Industries Ltd., has submitted all the requisite documents duly fulfilling the terms & conditions stipulated by the Govt in Memo dt.02.09.2016 and as required under Rule 10 (4) & (5) of Mineral (Auction) Rules, 2015 and become eligible for grant of M.L. for Limestone in Gudipadu Limestone Block. The Director of Mines & Geology, A.P., Vijayawada has requested the Government to grant the M.L. for Limestone in the subject area in favour of the said company for a period of 50 years for Captive use, subject to satisfaction of MM (D&R) Act, 1957, Mineral (OA&HCEM) Concession Rules, 2016 and Mineral Auction Rules, 2015 and amended from time to time and also subject to satisfaction of all other conditions issued by the Government of India and Government of Andhra Pradesh from time to time.

6. Government, after careful examination of the proposal hereby grant

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Mining Lease for Limestone in the Gudipadu Auctioned Block over an extent of 40.816 Hectares in Sy.Nos.79/P, 82, 83, 84, 92, 96, 97 & 98 of Gudipadu (V), Yadiki (M), Ananthapuramu District in favour of the Successful Bidder M/s.Penna Cement Industries Ltd., for a period of 50 years for Captive use, subject to satisfaction of MM (D&R) Act, 1957 and Rules made there under and also subject to satisfaction of all other conditions issued by the Government of India and Government of Andhra Pradesh from time to time.

7. The grant is liable for cancellation, if it is found at a later date that it was grossly inequitable or was made under a mistake of fact or owing to misrepresentation or fraud in excess of authority.

8. The Director of Mines and Geology, A.P., Vijayawada shall take necessary further action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT(M)

To
M/s.Penna Cement Industries Ltd., No.703,
Sriniketan Colony, Road No.3, Banjara Hills,
Hyderabad – 500 034, Telangana State. (By RPAD).
The Director of Mines & Geology, A.P., Vijayawada.
Copy to:
The Deputy Director of Mines & Geology, Ananthapuramu.
The Assistant Director of Mines & Geology, Tadipatri, Ananthapuramu District.
The District Collector, Ananthapuramu District.
The Secretary to Govt. of India, Ministry of Mines, Sastry Bhavan,
New Delhi-110 001.
The Controller General, Indian Bureau of Mines, Indira Bhavan, Civil Lines,
Nagpur – 440 001.
The Director General, Mines Safety, Dhanbad, Jarkhand.
The Regional Controller of Mines, IBM, Kavadiguda, Secunderabad.
SF/SC (Comp No:1094233)

//FORWARDED :: BY ORDER//

SECTION OFFICER